IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.50356-M of 2006
Date of Decision:- 13.03.2007

Bhanu Parkash ....Petitioner(s)

through
Mr.A.K.Kumar, Advocate

vs.

State of Haryana & anr. ....Respondent(s)

through
Mr.Tarun Aggarwal, Sr. DAG, Haryana.

***

CORAM:-HON'BLE MR.JUSTICE SURYA KANT.

***

1) Whether Reporters of the local papers may be allowed to see the judgment?
2) To be referred to the Reporters or not?
3) Whether the judgment should be reported in the Digest?

***

SURYA KANT, J.

The petitioner, who is a convict under Section 304-B IPC, seeks direction for his release on parole for house repairs, which has been denied to him vide impugned order dated 2.8.2006 on the ground that the District Magistrate, Mathura has not recommended his request.

In support of his prayer, the petitioner has relied upon a Panchayat report dated 7.3.2006 (Annexure P-2) purported to have been issued by the Sarpanch of the Gram Panchayat.

On the other hand, the respondents in the written statement have stated that the petitioner is not presently a resident of Village Pachara and now his house is in District Jagadhari (Haryana).

After hearing learned counsel for the parties and having regard to the above-stated stand taken by the respondents, this petition is disposed of with liberty to the petitioner to re-apply for his release on parole along

with supporting material to prove that either his ancestral house in village Pachara or the present house at Jagadhari in Haryana is in such a dilapidated condition that it requires urgent repairs. If any such application is moved by the petitioner, the respondents are directed to get the facts reverified and thereafter to dispose of the same within a period of three months from the date of its receipt.

March 13, 2007 **(SURYA KANT)**
poonam **JUDGE**